



JCOZ Rec'd PCT/PTO 06 MAR, 2002 #3

PATENT

Attorney Docket No. SAEG100.001APC  
Date: February 28, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Y. Ozeki, et al.  
Application No. : 10/031,818  
Filed : January 17, 2002  
For : NOVEL MINIATURE INVERTED-REPEAT  
TRANSPOSABLE ELEMENTS (MITES)-  
LIKE ELEMENT AND TRANSCRIPTIONAL  
ACTIVATION ELEMENT  
Group Art Unit : Unknown  
Examiner : Unknown

I hereby certify that this correspondence and all  
marked attachments are being deposited with the  
United States Postal Service as first class mail in an  
envelope addressed to: United States Patent and  
Trademark Office, P.O. Box 2327, Arlington, VA  
22202, on

February 28, 2002

(Date)

*Che S. Chereskin*  
Che Swyden Chereskin, Ph.D., Reg. No. 41,466

TRANSMITTAL LETTER

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

At the time the above-identified application was filed, a Declaration was not submitted. As of this date, we have not received a Notice to File Missing Parts. However, in anticipation of receiving this communication, we are forwarding to you the following documents:

(X) The signed Declaration and Power of Attorney

The following fees are enclosed:

(X) A check for \$130 to cover the surcharge

(X) Please charge our Deposit Account No. 11-1410 for any additional fees which may be required, now or in the future, or credit our account for any overpayment.

03/15/2002 HINGUYEN 00000136 10031818

01 FC:154

130.00 0P

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Feb. 28, 2002

By: *Che S. Chereskin*  
Che Swyden Chereskin, Ph.D.  
Registration No. 41,466  
Agent of Record

MAR 06 2002

10031818.030602

Attorney's Docket No. SAGL100.DOLAPC

## DECLARATION AND POWER OF ATTORNEY - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is

sought on the invention entitled NOVEL MINIATURE INVERTED-REPEAT TRANSPOSABLE ELEMENTS  
(MITES)-LIKE ELEMENT AND TRANSCRIPTIONAL ACTIVATION ELEMENT

the specification of which:

- (a) is attached hereto; or
- (b) ☒ was filed on January 17, 2002 as Application  
No. 10/D31,818 or Express Mail No., as Application No. not  
yet known \_\_\_\_\_ and was amended  
on \_\_\_\_\_ (if applicable); or
- (c) ☒ was described and claimed in PCT International Application No.  
PCT/JP00/04837 filed on July 19, 2000  
and as amended under PCT Article 19 on \_\_\_\_\_  
(if any) and/or under PCT Article 34 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56;

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) listed below and have also identified below any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed for the same subject matter having a filing date before that of the application(s) of which priority is claimed:

## PRIOR FOREIGN APPLICATION(S)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 U.S.C. § 119	
Japan	1999-206316	21/07/1999	X YES	NO
Japan	1999-206320	21/07/1999	X YES	NO
Japan	2000-175825	12/06/2000	X YES	NO
			YES	NO

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: \_\_\_\_\_ Filing Date: \_\_\_\_\_ Status: \_\_\_\_\_

POWER OF ATTORNEY: I hereby appoint the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, Customer No. 20,995.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

-----  
Full name of sole or first inventor: 1-00 OZEKI Yoshihiro

Inventor's signature Yoshihiro Oze Day 10th Month January Year 2002

Residence (city and country): Higashikurume-shi, Tokyo 203-0011, Japan

Citizenship: Japan JPX

Post Office Address: 2-3-6-302, Daimon-cho, Higashikurume-shi, Tokyo 203-0011, Japan

Full name of second inventor: 2-00 FUKUDA Takashi

Inventor's signature Takashi Fukuda Day 10th Month January Year 2002

Residence (city and country): Sagamihara-shi, Kanagawa 229-1123, Japan

Citizenship: Japan JPX

Post Office Address: 612-8, Kamimizo, Sagamihara-shi, Kanagawa 229-1123, Japan

Full name of third inventor: 3-00 OYANAGI Mikiko

Inventor's signature Mikiko Oyanagi Day 10th Month January Year 2002

Residence (city and country): Fuchu-shi, Tokyo 183-0006, Japan

Citizenship: Japan JPX

Post Office Address: 2-6-1-1007, Midori-cho, Fuchu-shi, Tokyo 183-0006, Japan

400  
Full name of fourth inventor: KODA Takatoshi

Inventor's signature Takatoshi Koda Day 10th Month January Year 2002

Residence (city and country): Toyonaka-shi, Osaka 561-0828, Japan

Citizenship: Japan JPX

Post Office Address: c/o SAN-EI GEN F.F.I., INC., 1-11, Sanwa-cho 1-chome,  
Toyonaka-shi, Osaka 561-0828, Japan

Full name of fifth inventor: \_\_\_\_\_

Inventor's signature \_\_\_\_\_ Day \_\_\_\_\_ Month \_\_\_\_\_ Year \_\_\_\_\_

Residence (city and country): \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Full name of sixth inventor: \_\_\_\_\_

Inventor's signature \_\_\_\_\_ Day \_\_\_\_\_ Month \_\_\_\_\_ Year \_\_\_\_\_

Residence (city and country): \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Full name of seventh inventor: \_\_\_\_\_

Inventor's signature \_\_\_\_\_ Day \_\_\_\_\_ Month \_\_\_\_\_ Year \_\_\_\_\_

Residence (city and country): \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Full name of eighth inventor: \_\_\_\_\_

Inventor's signature \_\_\_\_\_ Day \_\_\_\_\_ Month \_\_\_\_\_ Year \_\_\_\_\_

Residence (city and country): \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Send Correspondence To:

**KNOBBE, MARTENS, OLSON & BEAR, LLP**

**Customer No. 20,995**

PF-38